

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Transport Department – Allegation of corruption against Sri Ch.N.V.Hyma Rao, Motor Vehicles Inspector O/o Regional Transport Office, Rajahmundry – Trapped on 08.03.2003 by the ACB officials – Criminal case filed – acquitted from the charge – Dropping of further action – Orders – Issued.

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TRANSPORT, ROADS & BUILDINGS (VIG.III.2) DEPARTMENT

G.O. Rt.No. 1288,

Dt. 06.12.2013.
Read the following:

1. Proc. R.No.2758/V3/2003, Dt. 15.03.2003 of Transport Commissioner, A.P., Hyderabad.
2. G.O.Ms.No.228, Dt. 04.12.2003 of Transport, Roads & Buildings Department.
3. Proc.R.No.2758/V3/2003, Dt. 24.03.2006 of Transport Commissioner, A.P., Hyderabad.
4. Orders of Hon'ble Spl.Judge for SPE & ACB Cases, Vijayawada, in C.C.No.6 of 2004, Dt. 29.03.2007.
5. Proc.R.No.2758/V3/2003, Dt.26.03.2009 of Transport Commissioner, A.P., Hyderabad.
6. Orders of Hon'ble Andhra Pradesh Administrative Tribunal in O.A.No.6003/2009, 27.08.2009.
7. Orders of Hon'ble High Court in W.P.No.9049 of 2010, Dt. 22.04.2010.
8. Representation dt. 13.05.2011 of Sri Ch.N.V.Hyma Rao, the then MVI presently working as RTO.
9. Lr.No.2758/V3/2003, Dt. 02.02.2012 of Transport Commissioner, A.P., Hyderabad.

O R D E R:

Sri Ch.N.V.Hyma Rao, Motor Vehicles Inspector was trapped by the Anti Corruption Bureau officials on the allegation that he demanded and accepted a bribe of Rs. 600/- from the complainant Sri P.Hanumantha Rao, owner of the Lorry bearing No.AP 6 x 7679 for doing a official favour in issue of Fitness Certificate.

2. In the proceedings 1st read above orders were issued placing him under suspension and in the proceedings 3rd read above orders were issued reinstating into service.

3. In the G.O.2nd read above, orders were issued according sanction for prosecution of Sri Ch.N.V.Hyma Rao, in a Court of Law. In its Judgement 4th read above, the Hon'ble Spl.Judge for SPE & ACB Cases, Vijayawada in C.C.No.6 of 2004, dt. 29.03.2007 acquitted from the charges framed against him.

4. Government after careful consideration of the judgement of Spl.Court has observed that there are no grounds to prefer appeal against the orders of the Spl.Court and also observed that there is no bar for initiating departmental action against the Accused Officer Sri Ch.N.V.Hyma Rao, Motor Vehicles Inspector for contravention of the instructions pertaining to the abolition of agents in the Regional Transport Authority and decided to initiate departmental proceedings against Sri Ch.N.V.Hyma Rao and accordingly in the reference 5th read above charges were framed against Sri Ch.N.V.Hyma Rao, Motor Vehicles Inspector on allegation of demand and acceptance of bribe.

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5. Against the Charge Memo Sri Ch.N.V.Hyma Rao, Motor Vehicles Inspector filed O.A.No.6003/2009 and the Hon'ble Andhra Pradesh Administrative Tribunal in its orders dt. 27.08.2009 6th read above set aside the charge framed against him.

6. Against the order, the Department filed W.P. before the Hon'ble High Court in W.P.No. 9049/2010 and the Hon'ble High Court in its orders 7th read above, disposed off the W.P. upholding the orders of the Hon'ble APAT, in so far as setting side of the charge dt. 26.03.2009 and directed the petitioners to consider the case of the first respondent for promotion to the post of RTO but not on par with his juniors with all consequential benefits.

7. In the reference 8th read above Sri Ch.N.V.Hyma Rao, had requested to regularize the suspension period from 17.03.2003 to 25.03.2006 as duty period.

8. Government after careful examination of the matter in detail, have decided to drop further action in Criminal case and also in Departmental action and also to regularise the suspension period w.e.f. 17.03.2003 to 25.03.2006 as duty period for all purpose.

9. Accordingly, Government hereby drop further action in both the cases i.e., Criminal & Departmental against Sri Ch.N.V.Hyma Rao, presently, Regional Transport Officer and also regularise the suspension period w.e.f. 17.03.2003 to 25.03.2006 as duty period for all purpose.

10. The Transport Commissioner, Andhra Pradesh, Hyderabad shall take further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D. LAKSHMI PARTHASARATHY,
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Individual through Transport Commissioner, Andhra Pradesh, Hyderabad.

The Transport Commissioner, Andhra Pradesh, Hyderabad.

Copy to :

The Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad.

The Secretary, Andhra Pradesh Vigilance Commissioner, Hyderabad.

The Pay & Accounts Officer, Andhra Pradesh, Hyderabad.

The Director of Treasuries and Accounts, A.P., Hyderabad.

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER.